

**UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451**

Mailed: July 9, 2012

Cancellation No. 92055717

Atlantic Capes Fisheries,
Inc.

v.

Michael Brown

Janice D. Hyman, Paralegal Specialist:

The notice instituting this proceeding as well as a copy of the petition to cancel were forwarded to registrant but were returned by the Postal Service as undeliverable.

Opposer filed a notice of ineffective service which provided a more current address for registrant. Accordingly, the above notice, with enclosure, is remailed as indicated below.

**Michael Brown
3280 Tranquility Place
Oak Harbor, WA 98277**

Registrant is allowed until **FORTY DAYS** from the mailing date of this order in which to inform this Office of its correct address in order that all records may be

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amended. Compliance with Trademark Rule 2.193(b) and Trademark 2.119(a) is required.

If there has been any transfer of interest in the involved registration, registrant must so advise the Board and registrant must submit copies of the appropriate documents. See Section 10 of the Trademark Act and Patent and Trademark Rules 3.71 and 3.73.

In view of the circumstances, the time for filing an answer to the petition to cancel is extended to **FORTY DAYS** from the mailing date of this order. Notice is hereby given that unless the registrant listed herein, its assigns or legal representatives, shall enter an appearance, answer or other response to the petition within the time frame allowed, the cancellation may proceed as in the case of default.

In accordance with the Trademark Rules of Practice, conferencing, disclosure, discovery and testimony dates are set below. In each instance, a copy of the transcript of testimony, together with copies of documentary exhibits, must be served on the adverse party within thirty days after completion of the taking of testimony. Trademark Rule 2.125.

Time to Answer	8/18/2012
Deadline for Discovery Conference	9/17/2012
Discovery Opens	9/17/2012
Initial Disclosures Due	10/17/2012
Expert Disclosures Due	2/14/2013
Discovery Closes	3/16/2013
Plaintiff's Pretrial Disclosures	4/30/2013
Plaintiff's 30-day Trial Period Ends	6/14/2013
Defendant's Pretrial Disclosures	6/29/2013
Defendant's 30-day Trial Period Ends	8/13/2013
Plaintiff's Rebuttal Disclosures	8/28/2013
Plaintiff's 15-day Rebuttal Period Ends	9/27/2013

Briefs shall be filed in accordance with Trademark Rule 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.

If the parties to this proceeding are also parties to other Board proceedings involving related marks or, during the pendency of this proceeding, they become parties to such proceedings, they should notify the Board immediately, so that the Board can consider consolidation of proceedings.

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